

**IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. CROIX**

COMMISSIONER OF THE DEPARTMENT OF
LICENSING AND CONSUMER AFFAIRS; and
GOVERNMENT OF THE UNITED STATES VIRGIN
ISLANDS,

Civil Action No. 1:25-CV-00024

Plaintiffs,

v.

PEPSICO, INC.;
PEPSICO CARIBBEAN, INC.;
THE COCA-COLA COMPANY; and
CC ONE VIRGIN ISLANDS, LLC,

Defendants.

PLAINTIFFS' MOTION TO REMAND

The Commissioner of the Department of Licensing and Consumer Affairs and Government of the United States Virgin Islands (collectively, the “Government”) moves to remand this matter to the Superior Court of the Virgin Islands pursuant to 28 U.S.C. § 1447(c) for the following reasons, which are more fully explained in the accompanying memorandum in support of motion:

1. No allegations in the Complaint necessarily raise an actually disputed and substantial federal issue;
2. The Government has pleaded solely violations of U.S. Virgin Islands law, and Defendants’ theory stretches the artful pleading exception into inappropriate territory; and
3. Supplemental jurisdiction is not supported here because no allegations raise a federal question.

Dated: June 18, 2025

RESPECTFULLY SUBMITTED,

/s/ Jalicha Persad

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CERTIFICATE OF SERVICE

I hereby certify that on June 18, 2025, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

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